

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 16, 2003
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Murphy at 2:12 p.m. Mayor Murphy recessed the meeting at 2:30 p.m. to convene the Budget Review Committee. Mayor Murphy reconvened the regular meeting at 6:56 p.m. with Council Members Maienschein and Inzunza not present. Mayor Murphy adjourned the meeting at 6:57 p.m. into Closed Session at 9:00 a.m. on Tuesday, June 17, 2003, in the twelfth floor conference room to discuss existing and anticipated litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present
- Clerk-Abdelnour (ek)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Reverend Heatherlin Hanson of
First Unitarian Universalist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Maienschein.

FILE LOCATION: MINUTES

ITEM-S400: Juneteenth 138th Celebration Day.

COUNCILMEMBER LEWIS' RECOMMENDATION:

Adopt the following resolution:

(R-2003-1476) ADOPTED AS RESOLUTION R-298082

Proclaiming June 19, 2003, to be "Juneteenth 138th Celebration Day" in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:20 p.m. - 2:26 p.m.)

MOTION BY LEWIS TO ADOPT. Second by Atkins. Passed by the following vote:
Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea,
Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-600: Franne M. Ficara Day.

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-1464) ADOPTED AS RESOLUTION R-298083

Recognizing Franne M. Ficara for her dedicated service on the City of San Diego's
Civil Service Commission and to our community;

Proclaiming June 16, 2003, to be "Franne M. Ficara Day" in the City of San
Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:15 p.m. - 2:19 p.m.)

MOTION BY ZUCCHET TO ADOPT. Second by Madaffer. Passed by the following
vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea,
Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-601: Three actions related to Maintenance Assessment Districts Annual Levy
Approvals.

(Citywide. Districts-All.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2003-1447 Cor. Copy) ADOPTED AS RESOLUTION R-298084

Resolution to levy and collect Fiscal Year 2004 annual assessments on various Maintenance Assessment Districts previously reviewed and approved in the City Budget review process:

1. Adams Avenue - **M-377-04 (34)**
2. Bay Terraces - **M-407-04 (34)**
3. Calle Cristobal - **M-405-04 (34)**
4. Campus Point - **M-392-04 (34)**
5. Carmel Mountain Ranch - **M-361-04 (34)**
6. Carmel Valley - **M-393-04 (34)**
7. Carmel Valley Neighborhood #10 - **M-414-04 (34)**
8. Central Commercial - **M-421-04 (34)**
9. Coral Gate - **M-412-04 (34)**
10. Coronado View - **M-387-04 (34)**
11. Eastgate Technology Park - **M-395-04 (34)**
12. Webster-Federal Boulevard - **M-375-04 (34)**
13. First San Diego River Improvement Project - **M-381-04 (34)**
14. Gateway Center East - **M-380-04 (34)**
15. Kings Row - **M-382-04 (34)**
16. La Jolla Village Drive - **M-397-04 (34)**
17. Linda Vista Community - **M-363-04 (34)**
18. Little Italy - **M-422-04 (34)**
19. Mid-City - **M-388-04 (34)**
20. Mira Mesa - **M-404-04 (34)**
21. Miramar Ranch North - **M-385-04 (34)**
22. Mission Boulevard - **M-398-04 (34)**
23. Newport Avenue - **M-496-04 (34)**
24. North Park - **M-413-04 (34)**
25. Northwest Otay Mesa - **M-416-04 (34)**
26. Otay International Center - **M-399-04 (34)**
27. Park Village - **M-384-04 (34)**
28. Peñasquitos East - **M-389-04 (34)**
29. Rancho Bernardo - **M-400-04 (34)**
30. Sabre Springs - **M-401-04 (34)**

- 31. Scripps-Miramar Ranch - **M-356-04 (34)**
- 32. Stonecrest Village - **M-411-04 (34)**
- 33. Street Lighting District #1 - **M-390-04 (34)**
- 34. Talmadge - **M-419-04 (34)**
- 35. Tierrasanta Open Space - **M-403-04 (34)**
- 36. Torrey Hills (Sorrento Hills) - **M-408-04 (34)**
- 37. Washington Street - **M-410-04 (34)**

Subitem-B: (R-2003-1448) ADOPTED AS RESOLUTION R-298085

Resolution approving the City Engineer's reports submitted in connection with the Maintenance Assessment Districts for Fiscal Year 2004.

Subitem-C: (R-2003-1455) ADOPTED AS RESOLUTION R-298086

Resolution authorizing the name change of Sorrento Hills Maintenance Assessment District to Torrey Hills Maintenance Assessment District.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2004 assessments for all 37 of the City's Maintenance Assessment Districts (MADs). Maintenance Assessment Districts are authorized by law to assess benefitting property owners for maintenance and other service activities. These activities include maintenance of landscaped and paved medians, landscaped right-of-ways and slopes, open space, parks, ponds, flood control channels, monuments, decorative street lighting, decorative gates, signage, banners, as well as cleaning of curbs and gutters, sweeping sidewalks, provisions of security services, and monitoring. There are currently 37 active Maintenance Assessment Districts in the City of San Diego. State law requires that the City Council annually approve each Maintenance Assessment District assessment levy and Assessment Engineer's Report. The action being taken today will allow the levy to be placed on the County Property Tax roll, and will meet the legal requirements necessary for each MAD to provide the maintenance and other services as described in the Assessment Engineer's Reports.

The following is a list of Maintenance Assessment District levies included in the Proposed Fiscal Year 2004 Budget, as supported by the Assessment Engineers Reports for Fiscal Year 2004. Copies of the Assessment Engineer's Reports are available for review in the Office of the City Clerk.

1. Adams Avenue	\$32,273	20. Mira Mesa	\$353,385
2. Bay Terraces	\$40,930	21. Miramar Ranch North	\$1,031,286
3. Calle Cristobal	\$165,975	22. Mission Boulevard	\$45,210

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4. Campus Point	\$24,769	23. Newport Avenue	\$39,380
5. Carmel Mountain Ranch	\$273,848	24. North Park	\$309,179
6. Carmel Valley	\$1,423,906	25. Northwest Otay Mesa	\$445,179
7. Carmel Valley Neighborhood #10	\$125,344	26. Otay International Center	\$227,721
8. Central Commercial	\$216,816	27. Park Village	\$234,121
9. Coral Gate	\$86,747	28. Peñasquitos East	\$197,228
10. Coronado View	\$18,757	29. Rancho Bernardo	\$169,453
11. Eastgate Technology Park	\$121,777	30. Sabre Springs	\$84,870
12. Webster-Federal Blvd.	\$18,709	31. S.D. Street Lighting Dist. #1	\$285,668
13. First San Diego River Improvement Project	\$176,074	32. Scripps-Miramar Ranch	\$751,928
14. Gateway Center East	\$147,884	33. Stonecrest Village	\$464,658
15. Kings Row	\$5,956	34. Talmadge	\$128,102
16. La Jolla Village Drive	\$0 ¹	35. Tierrasanta	\$542,749
17. Linda Vista Community	\$120,117	36. Torrey Hills	\$582,441
18. Little Italy	\$278,529	37. Washington Street	\$37,879
19. Mid-City	\$315,515		

¹ Due to a large fund balance in the MAD at year end, a levy will not be assessed in Fiscal Year 2004.

This action authorizes approval of the FY 2004 Assessment Engineer's Reports for the above Maintenance Assessment Districts.

This action will also authorize the renaming of the Sorrento Hills Maintenance Assessment District as the Torrey Hills Maintenance Assessment District. Resolution R-297905, adopted April 28, 2003, authorized the renaming of the Torrey Hills Community Planning Area. With this action, the Maintenance Assessment District and the Community Planning Area will share the same name.

FISCAL IMPACT: None.

Herring/Oppenheim/AWF

FILE LOCATION: SUBITEMS A & B: STRT - See Specific District Listed
Above for File Location.
SUBITEM C: STRT-M-408-04 (34)

COUNCIL ACTION: (Time duration: 2:27 p.m. - 2:27 p.m.)

MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote:
Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea,
Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-602: **REFERRED TO CLOSED SESSION ON TUESDAY, JUNE 17, 2003**

Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8:

Property: Qualcomm Stadium

Agency Negotiator: Assistant City Attorney Leslie J. Girard, Deputy City Manager Bruce Herring, Paul Jacobs, Esq., Daniel S. Barrett, and Robert Kheel.

Negotiating Parties: City of San Diego and the San Diego Chargers

Under Negotiation: Real Property Interests at the Qualcomm Stadium site pursuant to the recommendations of the Citizens Task Force on Chargers Issues, and pursuant to the terms of Paragraph 31 of the 1995 Agreement for the Partial Use and Occupancy of Qualcomm Stadium.

Prior to Council discussion in Closed Session and in compliance with the Brown Act, (California Government Code Section 54956.8) this item is listed on the docket **only** for public testimony.

There is no Council discussion of this item. The City Council's actions are:

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Refer the matter to Closed Session on June 17, 2003.

NOTE: Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

Mayor Murphy closed the Hearing.

FILE LOCATION: MEET (61)

COUNCIL ACTION: (Time duration: 2:27 p.m. - 2:30 p.m.)

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Murphy at 6:57 p.m. in honor of the memory of:

Duane W. Pudgil as requested by Council Member Madaffer.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 6:55 p.m. - 6:57 p.m.)